

Arizona Utility Investors Association

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# INTERVENTION BEFORE THE ARIZONA CORPORA...

Jeff Hatch-Miller Chairman William A. Mundell Commissioner Marc Spitzer

Commissioner Mike Gleason

Commissioner Kristin Mayes Commissioner RECEIVED

2005 DEC 15 1P 4: 25

AZ CORP COMMISSION DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF ARIZONA PUBLIC SERVICE COMPANY FOR A HEARING TO DETERMINE THE FAIR VALUE OF THE UTILITY PROPERTY OF THE COMPANY FOR RATEMAKING PURPOSES, TO FIX A JUST AND REASONABLE RATE OF RETURN THEREON, TO APPROVE RATE SCHEDULES DESIGNED TO DEVELOP SUCH RETURN, AND TO AMEND DECISION NO. 6774.

Docket No E-01345A-05-0816

## APPLICATION TO INTERVENE

I.

Pursuant to Rule R14-3-105 3, the ARIZONA UTILITY INVESTORS ASSOCIATION, INC. (AUIA) hereby applies to the Arizona Corporation Commission (Commission) for an order granting it leave to intervene in the above-captioned proceeding.

II.

AUIA represents the interests of investors in electric, gas, water and telecommunications companies, which are based in or are authorized to do business in the state of Arizona.

III.

AUIA's membership includes owners of the common stock of Pinnacle West Capital Corporation, the parent of the applicant, Arizona Public Service Company (APS).

#### IV.

The cash flows and profitability of Pinnacle West and the value of debt and equity investments therein may be directly and materially affected by any order of the Commission in this matter.

#### V.

In order to represent the interests of its members, AUIA must be able to examine thoroughly any materials submitted as evidence in this proceeding and to offer appropriate testimony.

#### VI.

Granting AUIA intervenor status will not unduly broaden the issues in this proceeding.

#### VII.

The name, mailing address and telephone number of the person upon whom service is to be made is:

Walter W. Meek, President Arizona Utility Investors Association 2100 N. Central Avenue, Suite 210 Phoenix, AZ 85004 (602) 257-9200

Respectfully submitted, this 15th day of December, 2005.

Walter W. Meek, President

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### CERTIFICATE OF SERVICE

An original and 13 copies of the foregoing Application to Intervene filed this 15th day of December, 2005, with:

Docket Control Arizona Corporation Commission 1200 W. Washington Street Phoenix, AZ 85007

Copies of the foregoing Application hand delivered this 15th day of December, 2005, to:

Christopher Kempley, Esq., Legal Division Lyn Farmer, Esq., Hearing Division Ernest Johnson, Esq., Utilities Division A copy of the foregoing Application was mailed this 15th day of December, 2005, to:

Thomas L. Mumaw, Esq. Pinnacle West Capital Corporation P.O. Box 53999, MS 8695 Phoenix, AZ 85072-3999

Scott S. Wakefield, Esq. RUCO 1100 W. Washington, Suite 220 Phoenix, AZ 85007

Walter W. Meek